THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 20383 OF 2006

Dated 2nd February, 2007

Between:

N.Uma Rani

...

Petitioner
And

The Director, School of Distance Learning & Continuing Education, Kakatiya University, Warangal, Warangal District and another.

...

Respondents.

ORAL ORDER:

In this writ petition, the petitioner seeks a declaration by way of mandamus that the action of the respondents in denying the petitioner admission into M.Phil course in Chemistry in School of Distance Learning and Continuing Education, Kakatiya University for the academic year 2005-2006 is illegal and arbitrary.

The School of Distance Learning and Continuing Education is offering M.Phil course exclusively to in-service teachers and/or lecturers. The admission is through entrance test. As per the eligibility criteria for admission to the said course, in addition to the marks and rank secured in the entrance test, the student/candidates should be working in a Government/aided/recognized college and should have put in two years of continuous service as teacher/lecturer. In this case, the petitioner was denied admission on the ground that she did not satisfy the criterion of two years continuous service. In proof of her service, initially, the petitioner has filed service certificates issued by the Principal of the SSR Degree College, Nizamabad and the Principal, Women's College, Nizamabad showing the length of service from 1999 to 2004 and 2005-2006. The said certificates also contain corrections and there is no proof of service for the academic year 2004-05. Even the subsequent certificates, which are relied on by the petitioner, are not counter signed by the Regional Joint Director of Education as required under the rules. Though it is

submitted by the learned counsel for the petitioner that on the date of counselling, she was granted time to produce the service certificate, but the same is denied in the counter affidavit. Copies of the service certificates are also filed in the material papers and there are corrections in the said certificates and they are not counter-signed by the competent authority. Moreover, the petitioner appeared for the entrance test for admission for the academic year 2005-06. But, however, the writ petition itself is filed almost at the end of the first year i.e. on 27.9.2006. In that view of the matter, I do not find any illegality in denying the admission to the petitioner, as much as the petitioner has not complied with the admission criteria by filing service certificate in proof of continuous service for two years, which is a condition precedent for admission as per the instructions notified by the University.

The writ petition is devoid of any merit and the same is dismissed. No costs.

2.2.2007 **R.SUBHASH REDDY, J.**

VR